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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/601,385	07/28/2000	Aviv Refuah	092/01664	2933

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EXAMINER

DINH, KHANH Q

ART UNIT	PAPER NUMBER
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2151

MAIL DATE	DELIVERY MODE
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07/26/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 09/601,385	Applicant(s) REFUAH ET AL.	
	Examiner Khanh Dinh	Art Unit 2151	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 02 May 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 76-78, 114-117, 136-155 and 158-164 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 76-78, 114-117 and 136-155 and 158-164 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date: _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date: _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This is in response to the Amendment filed on 5/2/2007. Claims 76-78, 114-117, 136-155 and 158-164 are presented for examination.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology Technical Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting directly or indirectly from an international application filed before November 29, 2000. Therefore, the prior art date of the reference is determined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

3. Claims 76-78, 114-117, 136-155 and 158-164 are rejected under 35 U.S.C. 102(e) as being anticipated by Martin, US pat. No.6,035,334 (hereafter Martin).

As to claims 136, Martin discloses a method of a user interacting with an Internet site managed by a first entity, comprising:

transmitting to the site, by a user, a request for an Internet page and providing to the site, a user profile record of the user transmitting the request, by a second entity not associated with the first entity and providing, responsive to each of the requests, information content of the Internet page (see abstract, fig.3, col.4 line 24 to col.5 line 47);

responding to the requests, with a page presentation of the provided information content in a display format selected responsive to the user profile record (col.6 lines 22-65).

As to claims 76 and 77, Martin discloses said modification comprises modifying a display layout and modifying a level of detail shown (see col.6 lines 22-65).

As to claims 78, Martin discloses said modification comprises selecting data to be displayed (see col.7 lines 7-65).

As to claims 114, Martin discloses the at least one attribute of the display format determined responsive to the user profile comprises one or more display colors (see col.7 lines 7-65).

As to claims 115 and 116, Martin discloses at least one attribute of the display format determined responsive to the user profile comprises an image quality and at least one attribute of the display format determined responsive to the user profile comprises a size, amount or density of displayed text (see col.6 lines 22-65 and col.7 lines 7-65).

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As to claims 117, Martin discloses that the display format responsive to the user profile comprises modifying a display format of a browser of the client (see col.6 lines 22-65 and col.7 lines 7-65).

As to claims 137, Martin discloses records are managed at least partially by tracking interactions of the user with an Internet and analyzing the tracked interactions to determine at least a part of the user profile (see col.6 lines 22-65 and col.7 lines 7-65).

As to claims 138 and 139, Martin discloses tracking at computers at which the users accesses the Internet and tracking at a computer from which users access the Internet and which tracks a plurality of users accessing the Internet from different client stations (see col.6 lines 22-65 and col.7 lines 7-65).

As to claims 140 and 141, Martin discloses tracking computer is physically remote from a computer hosting the site and providing the same information content for a plurality of the users (see col.6 lines 22-65 and col.7 lines 7-65).

As to claims 142 and 143, Martin discloses providing different information content including different search results, for a plurality of the users and providing the information content of the Internet page without relation to the user profile of the user transmitting the request (see col.6 lines 22-65 and col.7 lines 7-65).

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As to claims 144 and 145, Martin discloses the selected display format includes at least one non-information-content attribute selected responsive to the user profile and transmitting along with a user profile record (see col.6 lines 22-65 and col.7 lines 7-65).

As to claims 146, Martin discloses the display formats selected responsive to the user profile records of at least two of the users differ in their level of detail (see col.4 line 22 to col.5 line 62).

As to claims 147, Martin discloses the display formats selected responsive to the user profile records of at least two of the users differ in a percentage of image data that they include for one or more of their images (see col.6 lines 22-65 and col.7 lines 7-65).

As to claims 148 and 149, Martin discloses the display formats selected responsive to the user profile records of at least two of the users differ in their colors and the display formats selected responsive to the user profile records of at least two of the users differ in their spatial layout (see col.4 line 22 to col.5 line 62).

As to claim 150, Martin discloses the display formats selected responsive to the user profile records of at least two of the users differ in a size, amount or density of displayed text (see col.6 lines 22-65 and col.7 lines 7-65).

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As to claim 151, Martin discloses the display formats selected responsive to the user profile records of at least two of the users differ in a number or percentage of non-textual objects (see col.6 lines 22-65 and col.7 lines 7-65).

As to claim 152, Martin discloses the display formats selected responsive to the user profile records of at least two of the users differ in the type of words they use (see col.6 lines 22-65 and col.7 lines 7-65).

As to claim 153, Martin discloses the display formats selected responsive to the user profile records of at least two of the users differ in a ratio between images and text In the page (see col.6 lines 22-65 and col.7 lines 7-65).

As to claim 154, Martin discloses responding to the requests comprises responding by the site, which selects the display format (see col.6 lines 22-65 and col.7 lines 7-65).

As to claim 155, Martin discloses responding to the requests comprises providing the information content by the site, and selecting the display format at least partially by a persona server, separate from the site, which provides the presentations to the users (see col.6 lines 22-65 and col.7 lines 7-65).

As to claim 158-159, Martin discloses repeating (a) (b) (c) (d) for a plurality of unrelated sites using a single user profile and for a plurality of user profile records and a single site, wherein at

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least some of the responses to the requests differ at least in their display formats (see col.6 lines 22-65 and col.7 lines 7-65).

As to claims 160-162, Martin discloses providing a record at least partially determined for one or more other users, a proxy through which the request for the Internet page is provided to the site and generated in a manner transparent to the user (see col.6 lines 22-65 and col.7 lines 7-65).

As to claims 163-164, Martin discloses the display format is selected responsive to at least one attribute of the user profile record which is independent of the information content of the site and tracking computer which tracks access to a plurality of different unrelated sites (see see col.6 lines 22-65 and col.7 lines 7-65).

Response to Arguments


4. Applicant's arguments with respect to claims 76-78, 114-117, 136-155 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

5. Claims 76-78, 114-117 and 136-155 and 158-164 are rejected.
6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Khanh Dinh whose telephone number is (571) 272-3936. The examiner can normally be reached on Monday through Friday from 8:00 A.m. to 5:00 P.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Zarni Maung, can be reached on (571) 272-3939. The fax phone number for this group is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


KHANH DINH
PRIMARY EXAMINER
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